

EXHIBIT

B

BOSTON POLICE
INCIDENT REPORTORIGINAL SUPPLEMENTARY

KEY SITUATIONS OTHERS			COMPLAINT NO 040104456		REPORT DIST. B2	CLEARANCE DIST.
TYPE OF INCIDENT A D/W		CRIME CODE 0	STATUS		DATE OF OCCUR. A.03/01/04	
LOCATION OF INCIDENT 25 WAYNE ST		APT. 9	DISPATCH TIME 04:18 AM	TIME OF OCCUR. A.04:15 AM		B.
VICTIM-COMP. (LAST, FIRST, MI) KNOWN TO COMMONWEALTH		PHONE	SEX	RACE		MARITAL STATUS
ADDRESS		APT.	OCCUPATION	AGE 0	D.O.B.	
PERSON REPORTING PO BRIAN SMIGIELSKI		ADDRESS 135 DUDLEY STREET, ROXBURY, MA, 02119-0000		APT. B-2	PHONE (617)-343-4270	
WAS THERE A WITNESS TO THE CRIME						
PERSON INTERVIEWED SANTIAGO, JACQUELINE	AGE 0	LOCATION OF INTERVIEW DISTRICT STATION	APT.	HOME ADDRESS 52 BROOK AVE, DORCHESTER, MA, 02124-0000	APT. (000)-000-0000	TELEPHONE RES YES NO BUS
NUMBER OF PERPETRATORS : 1 --- CAN SUSPECT BE IDENTIFIED AT THIS TIME						
P E	STATUS ARRESTED	NAME (LAST, FIRST, MI) ROWELL, SHON		S.S. NO. 031-56-8706	BOOKING NO. 20040063102	PHOTO NO.
R S	WARRANT NO. 74 HOPE ST, MATTAPAN, MA, 02126-0000	SEX MALE	RACE BLACK NON-HISPANIC	AGE 34	HEIGHT/DOB 5-06 1/17/1970	
N S	SPECIAL CHARACTERISTICS (INCLUDING CLOTHING)		WEIGHT 117	BUILD SLIM	HAIR BLACK	EYES BROWN
CAN SUSPECT VEHICLE BE DESCRIBED						
V E	STATUS	REG. STATE	REG. NO.	PLATE TYPE	YEAR(EXP)	MODEL
H	VEHICLE MAKE YEAR	VEHICLE NO.		STYLE	COLOR(TOP-BOTTOM)	
C L	OPERATOR'S NAME			LICENSE NO.	STATE	OPERATOR'S ADDRESS
E S	OWNER'S NAME			OWNER'S ADDRESS		
CAN PROPERTY BE IDENTIFIED						
P R	STATUS	TYPE OF PROPERTY	SERIAL OR I-DENTI-GUARD NO.	BRAND NAME-DESCRIPTION	MODEL	VALUE
O P	PROPERTY					UCR YES NO
IS THERE A SIGNIFICANT M.O.						
M O	TYPE OF WEAPON-TOOL HANDGUN	NEIGHBORHOOD COMMERCIAL & RESIDENTIAL	TYPE OF BUILDING RESIDENTIAL APT	PLACE OF ENTRY N/A		
UNUSUAL ACTIONS AND STATEMENTS OF PERPETRATOR	WEATHER CLEAR	LIGHTING ARTIFICIAL	TRANSPORTATION OF SUSPECT FOOT	VICTIM'S ACTIVITY KNOCKING ON DOOR		
IS THERE ANY PHYSICAL EVIDENCE (DESCRIPTION AND DISPOSITION IN NARRATIVE)						
IS THERE ANY OTHER REASON FOR INVESTIGATION (REASON BELOW)						
BLOCK NARRATIVE AND ADDITIONAL INFORMATION						
NO.	ABOUT 4:18AM, MONDAY MARCH 1, 2004 OFFICERS SMIGIELSKI AND FARRELL IN THE BK02A UNIT ALONG WITH THE B432A UNIT RESPONDED TO A RADIO CALL FOR A PERSON WITH A GUN AT 25 WAYNE STREET APARTMENT #9. ON ARRIVAL, OFFICERS SPOKE TO THE VICTIM WHO STATED THAT HE WENT TO 25 WAYNE STREET, APARTMENT #9 IN AN ATTEMPT TO LOCATE HIS EX-GIRLFRIEND LATER IDENTIFIED AS KIET "BUTTER" LARKINS. VICTIM STATED THAT HE KNOCKED ON THE DOOR AND CALLED HER NAME. VICTIM FURTHER STATED THAT SUSPECT, KNOWN TO THE VICTIM AS "ROB", OPENED THE DOOR AND INFORMED HIM HIS GIRLFRIEND WAS NOT THERE. AT THAT TIME, SUSPECT (LATER IDENTIFIED AS SUSPECT ROWELL) PRODUCED A BLACK HANDGUN, POINTED IT AT THE SUSPECT AND TOLD HIM TO "GET THE FUCK OUT OF HERE". VICTIM FLED THE APARTMENT BUILDING AND CALLED 911. VICTIM FURTHER STATED TO OFFICERS THAT SUSPECT WAS STILL IN APARTMENT #9. OFFICERS IMMEDIATELY WENT TO APARTMENT #9 INSIDE 25 WAYNE STREET, KNOCKED ON THE DOOR AND ANNOUNCED THEIR OFFICE. AN UNKNOWN MALE INFORMED OFFICERS THAT HE DID NOT LIVE THERE AND WOULD NOT OPEN THE DOOR. OFFICERS, ALONG WITH THE B911 SERGEANT FRANGIE CONTINUED TO PERSUADE THE UNKNOWN MALE TO OPEN THE DOOR. NUMEROUS OTHER B-2 UNITS RESPONDED AND SET UP A PERIMETER. THE UNKNOWN BLACK MALE CONTINUED TO YELL AT OFFICERS REFUSING TO OPEN THE DOOR. SERGEANT FRANGIE, UNAWARE OF THE SITUATION INSIDE THE APARTMENT NOTIFIED OPERATIONS TO CONTACT THE BOSTON POLICE ENTRY TEAM. AS OFFICERS SECURED THE PERIMETER OF THE BUILDING AWAITING FURTHER INSTRUCTIONS, SUSPECT #1 ROWELL EXITED FROM APARTMENT #9 AND CONFRONTED THE B433A UNIT (MCNEIL) AND B416A UNIT (ONEIL). AT THAT TIME, A VIOLENT STRUGGLE ENSUED AS BOTH OFFICERS AS WELL AS THE SUSPECT FELL DOWN THE STAIRS. SUSPECT CONTINUED TO STRUGGLE WITH OFFICERS IN AN ATTEMPT TO ESCAPE UNTIL FINALLY SUBDUED AND RESTRAINED. OFFICER SMIGIELSKI					

IMMEDIATELY ENTERED APARTMENT #9 AND PERFORMED A PROTECTIVE SWEEP AND OBSERVED ONE BLACK FEMALE, LATER IDENTIFIED AS WITNESS #1 SANTIAGO. PER SERGEANT FRANGIE, THE SCENE WAS TO BE SECURED PENDING THE ACQUISITION OF A SEARCH WARRANT. THE B980 SERGEANT GALLAGHER WAS NOTIFIED AND RESPONDED TO THE SCENE. WITNESS INFORMED OFFICERS THAT THE RIGHTFUL TENANTS TO THE APARTMENT WERE NOT HOME AT THE TIME. WITNESS STATED THAT KIET "BUTTER" LARKINS (3/5/72), HER COUSIN, WAS A TENANT AS WELL AS MICHELLE KENNEDY (1/14/71). WITNESS SANTIAGO STATED THAT LARKINS HAD GONE TO "GET A PACK OF CIGARETTES" AND KENNEY WAS "IN A HOSPITAL". BOTH THE VICTIM, AND WITNESS SANTIAGO WERE TRANSPORTED TO AREA B-2 FOR FURTHER INVESTIGATION. SUSPECT ROWELL WAS TRANSPORTED TO AREA B-2. VICTIM, KNOWN TO THE COMMONWEALTH POSITIVELY IDENTIFIED SUSPECT ROWELL AS THE PERSON THAT DID POINT A FIREARM AT HIM. SUSPECT ROWELL WAS SUBSEQUENTLY CHARGED WITH ASSAULT BY MEANS OF A DANGEROUS WEAPON TO WIT FIREARM. THIS MATTER IS UNDER INVESTIGATION.

UNIT ASSIGNED BK02A	TOUR OF DUTY 1	REPORTING OFFICER'S NAME BRIAN M SMIGIELSKI	REPORTING OFFICER'S SIGNATURE	REPORTING OFFICER'S ID 11530	PARTNER'S ID 11522	FI NO
DATE OF REPORT 03/01/04	SPECIAL UNITS NOTIFIED(REPORTING) AREA B-2				TELETYPE NO.	
TIME COMPLETED 08:02 AM	PATROL SUPERVISOR NAME	PAT. SUP. ID	DUTY SUP. NAME COLM P LYDON	DUTY SUP. SIGNATURE	DUTY. SUP. ID 8871	